

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

FC 2013-091451

11/02/2015

HONORABLE JENNIFER RYAN-TOUHILL

CLERK OF THE COURT  
D. Kub  
Deputy

IN RE THE MATTER OF  
CHELSEA RAE MINER-DOUGLAS

JOHN W BAIN

AND

JEREMIAH COLIN DOUGLAS

HENRY ALZATE

JAN FOOKS  
PO BOX 1467  
SACATON AZ 85147

MINUTE ENTRY

NER Courtroom 106

1:40 p.m. This is the time set for a telephonic Status Conference re: the Court-Appointed Advisor's report and possibly scheduling trial. Petitioner/Mother is present with above-named counsel. Respondent/Father is represented by above-named counsel. Court-Appointed Advisor, Jan Fooks, is also present.

A record of the proceedings is made by audio and/or videotape in lieu of a court reporter.

Court-Appointed Advisor summarizes the case for the Court.

Matters discussed.

The Court is advised that the parties have not reached any agreements and request a trial date.

Based on matters presented to the Court,

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**TRIAL SET**

**IT IS ORDERED** setting Trial to the Court re: Petition to Modify Parenting Time, Legal Decision-Making and Child Support filed by Petitioner on June 29, 2015, on **February 10, 2016, at 2:30 p.m. (2 hours allowed)** in this Division at:

Maricopa County Superior Court  
Northeast Regional Court Center  
18380 N. 40<sup>th</sup> St  
Courtroom 106  
Phoenix, Arizona 85032  
602-372-0920

**The Court-Appointed Advisor may appear telephonically for the Trial.**

Failure of a party to appear may result in the Court allowing the party who does appear to proceed in the absence of the other party. Failure of both parties to appear may result in this action being dismissed.

**IT IS FURTHER ORDERED** with regard to discovery and disclosure requirements:

1. Both parties shall complete all disclosure requirements required by Rules 49, 50 and 91, Arizona Rules of Family Law Procedure, including an exchange of all relevant information, documents and exhibits at least 30 days prior to trial.
2. All depositions and discovery contemplated by Rules 49 through 65, Arizona Rules of Family Law Procedure, shall be completed and any motions regarding discovery shall be filed at least 15 days prior to trial.
3. Counsel and both parties shall personally meet, face to face, at least ten (10) days prior to trial to conduct settlement discussions, prepare a Joint Pre-trial Statement, exchange all exhibits, and discuss the resolution and narrowing of all procedural and substantive issues in this case.
4. The parties shall promptly comply with all requests for relevant information in this case. In this regard, the parties shall sign all necessary consents and releases reasonably required to obtain any relevant documents or records from any financial institution, company, business, medical or health care provider or employer possessing any relevant information.

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If a party is forced to incur attorney's fees or other costs to obtain documents or records by subpoena or other legal process after reasonable request of the other party to obtain such information in a more efficient or economical manner, the Court will consider a request for payment or reimbursement of such fees and costs at the time of trial.

**IT IS FURTHER ORDERED** that the parties shall file and provide this Division with a copy of a Joint Pretrial Statement pursuant to Rule 76, Arizona Rules of Family Law Procedure, no later than 5 days prior to trial.

**IT IS FURTHER ORDERED** that the Joint Pretrial Statement shall include:

1. A current Affidavit of Financial Circumstances completed by each party.
2. If there are disputed custody, access or visitation issues, a specific proposal for custody and parenting time.
3. If there are disputed child support issues, a current Parent's Worksheet for Child Support Amount completed by each party pursuant to the Statewide Child Support Guidelines.
4. If the parties have a natural or an adopted minor unemancipated child in common, proof of compliance with the Parental Education Program requirements of A.R.S. §25-351 et seq.
5. If there are disputed issues regarding division of property, a current and detailed Inventory of Property and Debts, together with a summary proposal by each party as to how the property and assets should be divided. If possible, the court prefers a one-page statement of all property except personal property items valued at less than \$500 each.
6. If spousal maintenance is requested and disputed, each party shall state the amount and duration of spousal maintenance requested.
7. If division of debts is an issue, the parties shall prepare and exchange a list of all debts, including creditor's name, amount of debt, monthly payment amount, the reason the debt was incurred, who should pay the debt, and all of the information required by A.R.S. §25-318(H).
8. If there is a disputed issue regarding the payment of attorney's fees by either party, an affidavit of the attorney's fees claimed submitted in accordance with the requirements of Rule 78(D), Arizona Rules of Family Law Procedure.

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**IT IS FURTHER ORDERED** that the failure of counsel or any party to appear at the time of trial, or to timely present the Joint Pretrial Statement in proper form, including each and every attachment required, shall, in the absence of good cause shown, result in the imposition of any and all available sanctions pursuant to Rule 76(D), Arizona Rules of Family Law Procedure, including proceeding to hear this matter by default based upon the evidence presented by the appearing party.

**IT IS FURTHER ORDERED** that, if either party has exhibits to be marked, said exhibits shall be provided to the Clerk of this Division **at least five (5) business days prior to trial**. Exhibits submitted less than five (5) business days prior to the hearing may not be marked. Duplicate exhibits shall not be presented. The parties shall also provide the Court and the adverse party with a separate copy of all exhibits. **All exhibits must be clearly identified, stapled separately and separated by a COLORED sheet, and hand-delivered directly to a division staff member to ensure that they are received by the division clerk**. Please do not fax exhibits. Please do not attach the exhibits to any other document or pleading.

**THIS DIVISION PREFERS BENCH COPIES.**

**IT IS FURTHER ORDERED** that the parties shall contact this Division twenty-four (24) hours prior to the trial or evidentiary hearing to obtain a copy of the Court's exhibit worksheet. The parties shall then number their bench copies of exhibits with the same identifier used by the clerk for the actual exhibit itself. Parties shall bring their bench copy of exhibits to court on the day of the trial or evidentiary hearing.

**This Division will not accept bench copies before the court date.**

NOTE: All court proceedings are recorded by audio and video method and not by a court reporter. Pursuant to Local Rule 2.22, if a party desires a court reporter for any proceeding in which a court reporter is not mandated by Arizona Supreme Court Rule 30, the party must submit a written request to the assigned judicial officer at least ten (10) judicial days in advance of the hearing, and must pay the authorized fee to the Clerk of the Court at least two (2) judicial days before the proceeding. The fee is \$140 for a half-day and \$280 for a full day.

2:05 p.m. Matter concludes.

All parties representing themselves must keep the Court updated with address changes. A form may be downloaded at: <http://www.superiorcourt.maricopa.gov/SuperiorCourt/Self-ServiceCenter>.